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11 Cohen, Sara Krieger, Leonard Mezei and Sam Buono

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14 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
15 **OAKLAND DIVISION**
16

17 JUST FILM, INC.; ET AL.,

18 Plaintiffs,

19 v.

20 MERCHANT SERVICES, INC.; ET AL.,

21 Defendants.
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CASE NO. CV 10-01993 CW

JOINT STIPULATION PURSUANT TO
LOCAL CIVIL RULE 6-2(b) TO
EXTEND TIME TO RESPOND TO
PLAINTIFFS' MOTION TO COMPEL AND
PLAINTIFFS' MOTION TO SANCTION

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28 Case No. C 10-1993 CW

JOINT STIPULATION PURSUANT TO LOCAL CIVIL RULE 6-2 TO EXTEND TIME TO RESPOND TO
PLAINTIFFS' MOTION TO COMPEL AND PLAINTIFFS' MOTION TO SANCTION

1 WHEREAS, on December 11, 2012, Plaintiffs filed a motion to compel Leasing
2 Defendants (Northern Leasing Systems, Inc., MBF Leasing, LLC, Northern Funding, LLC, SKS
3 Associates, LLC, Jay Cohen, Sara Krieger, Leonard Mezei and Sam Buono) to produce documents
4 from other lawsuits, and a motion to sanction Leasing Defendants for failure to comply with
5 discovery (dkt. #s 428 and 429, respectively) ("Plaintiffs' Motions");

6 WHEREAS, under the Local Rules, Leasing Defendants' response(s) to Plaintiffs Motions
7 would have been due during the week of the Christmas holiday when the parties and counsel were
8 unavailable;

9 WHEREAS, counsel for Plaintiffs and Leasing Defendants agreed, via joint stipulation
10 pursuant to Local Civil Rule 6-2(b), to extend Leasing Defendants time to respond to Plaintiffs'
11 Motions from December 26, 2012 to January 3, 2013, and to extend Plaintiffs' time to reply to
12 January 8, 2013, with a hearing on Plaintiffs' Motions set for January 15, 2013;

13 WHEREAS, on or about December 20, 2012, the parties' joint stipulation and proposed
14 order was filed with the Court (dkt. # 436);

15 WHEREAS, an MS Word version of the parties' joint stipulation and proposed order was
16 submitted to the email address of Magistrate Elizabeth D. Laporte, pursuant to Local Rule 5-1;

17 WHEREAS, by ECF notice dated December 27, 2012, the Court so-ordered the parties'
18 joint stipulation but modified the proposed order submitted therewith to reflect a new hearing date
19 of January 29, 2013 at 4:00 p.m.(dkt. # 437);

20 WHEREAS, counsel for Plaintiffs and Leasing Defendants agreed, via joint stipulation
21 pursuant to Local Civil Rule 6-2(b), to further extend Leasing Defendants time to respond to
22 Plaintiffs' Motions from January 3, 2013 to January 8, 2013, and to extend Plaintiffs' time to reply
23 to January 15, 2013, with a hearing on Plaintiffs' Motions set for January 29, 2013;

24 WHEREAS, on or about January 2, 2013, the parties' joint stipulation and proposed order
25 was filed with the Court (dkt. # 438);

26 WHEREAS, an MS Word version of the parties' joint stipulation and proposed order was
27 submitted to the email address of Magistrate Elizabeth D. Laporte, pursuant to Local Rule 5-1;

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WHEREAS, by ECF notice dated January 3, 2013 the Court so-ordered the parties' joint stipulation extending Leasing Defendants' time to respond to Plaintiffs' Motions from January 3, 2013 to January 8, 2013, and extending Plaintiffs' time to reply to January 15, 2012, with a hearing on Plaintiffs' Motions set for January 29, 2013 (dkt. #439);

WHEREAS, the parties, through counsel, continue to meet and confer in good faith to resolve the issues set forth in Plaintiffs' Motions, and have agreed to further extend Leasing Defendants' time to respond to Plaintiffs' Motions from the current deadline of January 8, 2013 to January 11, 2013, with Plaintiffs' reply due January 15, 2013, with a hearing on Plaintiffs' Motions set for January 29, 2013;

WHEREAS, the foregoing extension will not change the January 29, 2013 hearing date ordered by the Court (dkt. #437);

WHEREAS, two prior extensions with respect to Plaintiffs' Motions have been requested as set forth above;

NOW, THEREFORE, IT IS STIPULATED, by and between the undersigned parties through their respective counsel of record, pursuant to Local Civil Rules 6-1(b) and 2(a), that the Court extend Leasing Defendants' time to respond to Plaintiffs' Motions from January 8, 2013 to January 11, 2013; Leasing Defendants shall have an extension to January 11, 2013 to file and serve their responses to Plaintiffs' Motions; Plaintiffs shall file and serve their reply by January 15, 2013; and the hearing on Plaintiffs' Motions shall be January 29, 2013 at ^{1:30}~~4:00~~ p.m. before Hon. Magistrate Judge Elizabeth Laporte.

DATED: January 4, 2013

Respectfully submitted,

MOSES & SINGER LLP

By /s/ Jennifer Nigro
Jennifer Nigro

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Funding, LLC, SKS Associates, LLC,
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By: /s/ Kristen Simplicio
Kristen Simplicio, Esq.

Attorneys for Plaintiffs

Pursuant to Local Civil Rule 6-2(a), and GOOD CAUSE APPEARING THEREFOR,
IT IS SO ORDERED.

DATED: January 7, 2013


THE HONORABLE ELIZABETH D. LAPORTE
UNITED STATES MAGISTRATE JUDGE